

§ 52.1678

40 CFR Ch. I (7–1–96 Edition)

(ii) Any compliance schedule adopted by the State and approved by the Administrator shall satisfy the requirements of this paragraph for the affected source.

(iii) Any owner or operator subject to a compliance schedule in this paragraph may submit to the Administrator no later than October 1, 1973, a proposed alternative compliance schedule. No such compliance schedule may provide for final compliance after the final compliance date in the applicable compliance schedule of this paragraph. If promulgated by the Administrator, such schedule shall satisfy the requirements of this paragraph for the affected source.

(13) Nothing in this paragraph shall preclude the Administrator from promulgating a separate schedule for any source to which the application of the compliance schedule in paragraphs (d)(2), (3), (5), (6), (8), and (10) of this

section fails to satisfy the requirements of § 51.15 (b) and (c) of this chapter.

[37 FR 19815, Sept. 22, 1972]

EDITORIAL NOTE: For FEDERAL REGISTER citations affecting § 52.1677, see the List of CFR Sections Affected in the Finding Aids section of this volume.

**§ 52.1678 Control strategy and regulations: Particulate matter.**

(a)–(c) [Reserved]

(d) Section 227.3(a)(2) of 6 NYCRR, as submitted on August 10, 1979, is disapproved because it is inconsistent with 40 CFR Subpart G, Control strategy: Sulfur oxides and particulate matter.

[46 FR 55693, Nov. 12, 1981, as amended at 51 FR 40676, Nov. 7, 1986]

**§ 52.1679 EPA-approved New York State regulations.**

New York State regulation	State effective date	Latest EPA approval date	Comments
Part 200, General Provisions .....	1/16/92	7/27/93, 58 FR 40059 .....	Redesignation of non-attainment areas to attainment areas (200.1(l)) does not relieve a source from compliance with previously applicable requirements as per letter of Nov. 13, 1981 from H. Hovey, NYSDEC.
Part 201, Permits and Certificates .....	5/10/84	7/19/85, 50 FR 29382 .....	
Part 202, Emissions Testing, Sampling, and Analytical Determinations.	3/24/79	.....do .....	
Part 204, Hydrocarbon Emissions from Storage and Loading Facilities—New York City Metropolitan Area.	8/12/72	9/22/72, 37 FR 19814 .....	
Part 205, Architectural Surface Coatings .....	9/15/88	8/4/94, 59 FR 39686 .....	Until EPA approves State adopted coating test method, EPA will use 40 CFR part 60, App. B, Method 24.
Part 207, Control Measures for an Air Pollution Episode.	3/24/79	11/12/81, 46 FR 55690 .....	
Part 211, General Prohibitions .....	8/11/83	1/26/84, 49 FR 3439 .....	
Part 212, Processes & Exhaust and/or Ventilation Systems.	5/10/84	7/19/85, 50 FR 29382 .....	
Part 213, Contaminant Emissions from Ferrous Jobbing Foundries.	6/27/72	9/22/72, 37 FR 19814 .....	

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New York State regulation	State effective date	Latest EPA approval date	Comments
Part 214, By-Product Coke Oven Batteries	5/23/84	3/26/91, 56 FR 12452 .....	Variances from otherwise applicable allowable emission rates adopted pursuant to §§ 214.10 (a), (b), or (c) become applicable only if approved by EPA as SIP revisions.
Part 216, Iron and/or Steel Processes .....	5/23/84	.....do .....	
Part 217, Emissions from Motor Vehicles Propelled by Gasoline Engines.	1/29/86	11/7/86, 51 FR 40414 .....	
Part 218, Emission Standards for Motor Vehicles and Motor Vehicle Engines.	5/28/92	1/6/95, 60 FR 2025 .....	
Part 219, Incinerators .....	5/1/82	9/22/72, 37 FR 19814 .....	
Part 220, Portland Cement Plants .....	3/14/73	11/12/81, 46 FR 55690 .....	
Part 222, Incinerators—New York City, Nassau and Westchester Counties.	7/17/72	9/22/72, 37 FR 19814 .....	
Part 223, Petroleum Refineries .....	8/9/84	7/19/85, 50 FR 29382 .....	Variances adopted by the State pursuant to Part 224.6(b) become applicable only if approved by EPA as SIP revisions 7/19/85, 50 FR 29382.
Part 224, Sulfuric and Nitric Acid Plants .....	5/10/84	.....do.... .....	
Subpart 225–1, Fuel Composition and Use—Sulfur Limitations.	3/24/79	11/12/81, 46 FR 55690 .....	Section 225.3(e) is disapproved (40 CFR 52.1675(d)). Variances adopted by the State pursuant to §§ 225.2(b) and (c), 225.3, and 225.5(c) become applicable only if approved by EPA or SIP revisions (40 CFR 52.1675(e)).
Subpart 225–2, Fuel Composition and Use—Waste Fuel.	7/28/83	8/2/84 .....	Effective date 6/30/89.
Subpart 225–3, Fuel Composition and Use—Volatile Motor Fuels.	1/4/89	6/21/89, 54 FR 26041 .....	
Part 226, Solvent Metal Cleaning .....	8/23/79	11/10/80, 45 FR 74472 .....	Sections 227.3(a)(2), 227.5(b), 227.6(a) and 227.6(f) are disapproved (40 CFR 52.1676(b), 52.1678(d), and 52.1680(a)).
Part 227, Stationary Combustion Installations (except as noted).	3/24/79	11/12/81, 46 FR 55690 .....	
Part 227, Stationary Combustion Installations/section 227.2(b)(1).	5/1/72	9/22/72, 37 FR 19814 .....	Group I CTG sources are subject to final compliance dates as they appear in Section 228.1, effective Aug. 23, 1979.
Part 228, Surface Coating Processes: 228.1, Applicability and Compliance	8/23/79	11/10/80, 45 FR 74472 .....	
228.1–228.8 .....	8/11/83	1/26/84, 49 FR 3439 .....	
			Variances adopted by the State pursuant to Section 228.3(d) become applicable only if approved by EPA as SIP revisions.

New York State regulation	State effective date	Latest EPA approval date	Comments
228.1–228.10 .....	9/15/88	7/27/93, 58 FR 40065 .....	Variances adopted by the State pursuant to Section 228.3(e) become applicable only if approved by EPA as SIP revisions. A test method authorized or approved under Section 228.5(c) shall be effective only on EPA approval. EPA has disapproved exemption 228.7(a)(2)(v) and clear coat emission limit for metal furniture coating lines in 228.8 table 1.
Part 229, Petroleum Liquid Storage Facilities	4/11/85	3/7/89, 54 FR 9437 .....	Variances adopted by the State pursuant to Section 229.10 become applicable only if approved by EPA as SIP revisions.
Part 230, Gasoline Dispensing Sites and Transport Vehicles.	3/2/88	11/28/89, 54 FR 48888 .....	
Part 231, Major Facilities .....	6/21/80	.....do .....	
Part 232, Dry Cleaning .....	8/11/83	6/17/85, 50 FR 25079 .....	EPA has not determined that § 232.3(a) provides for reasonably available control technology.
Part 233, Pharmaceutical Manufacturing Processes.	5/10/81	1/26/84, 49 FR 3439 .....	
Part 234, Graphic Arts .....	4/7/83	1/26/84, 49 FR 3439 .....	Variances adopted by the State pursuant to Section 234.3(c) become applicable only if approved by EPA as SIP revisions.
Part 234, Graphic Arts .....	9/15/88	7/27/93, 58 FR 40065 .....	Variances adopted by the State pursuant to Section 234.3(d) become applicable only if approved by EPA as SIP revisions.
Part 236, Synthetic Organic Chemical Manufacturing Facility Component Leaks.	1/16/92	7/27/93, 58 FR 40059 .....	Variances adopted by the State pursuant to Part 236.6(e)(3) become applicable only if approved by EPA as a SIP revision.

[46 FR 55692, Nov. 12, 1981, as amended at 46 FR 62064, Dec. 22, 1981; 49 FR 3439, Jan. 26, 1984; 49 FR 30939, Aug. 2, 1984; 50 FR 25079, June 17, 1985; 50 FR 29382, July 19, 1985; 51 FR 40420, Nov. 7, 1986; 54 FR 9436, Mar. 7, 1989; 54 FR 26041, June 21, 1989; 54 FR 48889, Nov. 28, 1989; 56 FR 12454, Mar. 26, 1991; 58 FR 40059, 40065, July 27, 1993; 59 FR 38986, Aug. 4, 1994; 60 FR 2025, Jan. 6, 1995]

## Environmental Protection Agency

## § 52.1770

### **§ 52.1680 Control strategy: Monitoring and reporting.**

(a) Section 227.6 (a) and (f) are disapproved because they are not consistent with the continuous monitoring and reporting requirements of 40 CFR 51.214.

[46 FR 55693, Nov. 12, 1981, as amended at 51 FR 40677, Nov. 7, 1986]

### **§ 52.1681 Control strategy: Lead.**

As part of the attainment demonstration for lead, the State of New York has committed to rate all sources of lead or lead compound emissions with either an "A" or "B" environmental rating pursuant to 6 NYCRR Part 212.

[49 FR 30939, Aug. 2, 1984]

### **§ 52.1682 [Reserved]**

### **§ 52.1683 Control strategy: Ozone.**

(a) The State of New York has certified to the satisfaction of the EPA that no sources are located in the non-attainment area of the State which are covered by the following Control Techniques Guidelines:

(1) Natural Gas/Gasoline Processing Plants.

(2) Air Oxidation Processes at Synthetic Organic Chemical Manufacturing Industries.

(3) Manufacture of High-Density Polyethylene, Polypropylene, and Polystyrene Resins.

(b) EPA approves on September 20, 1991 a request by New York State to implement modified I/M audit and enforcement procedures for a two-year trial period as specified in a September 19, 1988 letter from Thomas Allen, NYSDEC, to Raymond Werner, EPA, which also provided justification for such modifications.

[56 FR 41463, Aug. 21, 1991]

### **§§ 52.1684—52.1688 [Reserved]**

### **§ 52.1689 Significant deterioration of air quality.**

(a) The requirements of sections 160 through 165 of the Clean Air Act are not met, since the plan does not include approvable procedures for preventing the significant deterioration of air quality.

(b) *Regulations for preventing significant deterioration of air quality.* The provisions of § 52.21 (b) through (w) are hereby incorporated and made a part of the applicable state plan for the State of New York.

[43 FR 26410, June 19, 1978, as amended at 45 FR 52741, Aug. 7, 1980]

### **§ 52.1690 Small business technical and environmental compliance assistance program.**

On January 11, 1993, the New York State Department of Environmental Conservation submitted a plan for the establishment and implementation of a Small Business Stationary Source Technical and Environmental Compliance Assistance Program for incorporation in the New York state implementation plan. This plan meets the requirements of section 507 of the Clean Air Act, and New York must implement the program as approved by EPA.

[59 FR 34386, July 5, 1994]

## **Subpart II—North Carolina**

### **§ 52.1770 Identification of plan.**

(a) Title of plan: "The North Carolina State Implementation Plan for Air Quality."

(b) The plan was officially submitted on January 27, 1972.

(c) The plan revisions listed below were submitted on the dates specified.

(1) Miscellaneous non-regulatory additions to the plan submitted on May 5, 1972, by the North Carolina Department of Natural and Economic Resources.

(2) Letter indicating procurement of additional monitors submitted on May 9, 1972, by the North Carolina Department of Natural and Economic Resources.

(3) Compliance schedules submitted on February 13, 1973, by the North Carolina Department of Natural and Economic Resources.

(4) Compliance schedules submitted on February 14, 1973, by the North Carolina Department of Natural and Economic Resources.

(5) Compliance schedules submitted on March 2, 1973, by the North Carolina Department of Natural and Economic Resources.